



MOTIONS
2017 ANNUAL TOWN MEETING
MAY 1, 2017
As of April 7, 2017
(Subject to Change)

PRELIMINARY MOTION

ORDER OF THE ARTICLES

MOVED: That the Town Meeting hear the motions in the following order: *(Majority vote)*

ARTICLE 1:

REPORTS

MOVED: That the reports of the Selectmen and other Town Officers, departments and committees for the year 2016 be accepted. *(Majority vote)*

MOVED: That Article 1 motion be laid on the table. *(Majority vote)*

ARTICLE 2:

AUTHORIZATION TO REPRESENT THE TOWN'S LEGAL INTERESTS

MOVED: That the Board of Selectmen be, and it hereby is, authorized to bring and defend actions for and against the Town, to submit any such claims to arbitration and to enter into settlement on account of the same in behalf of the Town, as and when they deem it for the best interest of the Town to do so; said power shall be vested solely in the Board of Selectmen. *(Majority vote)*

ARTICLE 3:

ADOPT MGL c. 90, § 17C – SPEED LIMITS

MOVED: That the Town accept the provisions of Chapter 90, section 17C of the Massachusetts General Laws. *(Majority vote)*

REPORTING: Board of Selectmen

ARTICLE 4:

MOVED: That under Article 4, the reading of the proposed Amendment to the General Bylaws pertaining to Section 60-320, 'Demolition Delay', be dispensed with, the same being set forth in full under Article 4 of the Warrant for this Meeting and having been previously distributed to each Town Meeting Member. *(Majority vote)*

MOVED: That the Town vote to amend the General Bylaws pertaining to Section 60-320, 'Demolition Delay', as set forth under Article 4 of the Warrant for this Town Meeting. *(Majority vote)*

REPORTING: Historic District Commission

ARTICLE 5:

MOVED: That under Article 5, the reading of the proposed Amendments to the Zoning By-Law pertaining to Sections 1.4, 'Definitions and Abbreviations' and 5.2, 'Signs', be dispensed with, the same being set forth in full under Article 5, subparts A, B, and C of the Warrant for this Meeting and having been previously distributed to each Town Meeting Member. *(Majority vote)*

MOVED: That the Town vote to amend the Zoning By-Law pertaining to Sections 1.4, 'Definitions and Abbreviations' and 5.2, 'Signs', as set forth under Article 5, subparts A, B, and C of the Warrant for this Town Meeting. *(Two-thirds vote)*

REPORTING: Planning Board

ARTICLE 6:

MOVED: That under Article 6, the reading of the proposed Amendment to the Zoning By-Law pertaining to inserting a new Section 9, 'Marijuana Establishment Temporary Moratorium', be dispensed with, the same being set forth in full under Article 6 of the Warrant for this Meeting and having been previously distributed to each Town Meeting Member. *(Majority vote)*

MOVED: That the Town vote to amend the Zoning By-Law pertaining to inserting a new Section 9, 'Marijuana Establishment Temporary Moratorium', as set forth under Article 6 of the Warrant for this Town Meeting. *(Two-thirds vote)*

REPORTING: Planning Board

ARTICLE 7: FY17 COMMUNITY PRESERVATION COMMITTEE BUDGET & PROJECTS

MOVED: That the Town reserve for appropriation the following amounts from FY2018 estimated receipts of \$1,300,000 as recommended by the Community Preservation Committee:

1. \$130,000 for acquisition, creation and preservation of open space and for recreational use;
2. \$130,000 for acquisition, preservation, rehabilitation and restoration of historic resources;
3. \$130,000 for the creation, preservation and support of community housing;
4. \$855,000 to the budgeted reserve; and
5. \$55,000 to be appropriated for the Administrative Expenses and all other necessary proper expenses of the Community Preservation Committee for FY17

(Majority vote)

MOVED: a) That \$336,000 be appropriated from the Budgeted Reserve Account of the Community Preservation Fund for the reconstruction and repair of the Grove Street Tennis Courts. *(Majority vote)*

MOVED: b) That \$173,200 be appropriated from the Budgeted Reserve Account of the Community Preservation Fund to procure of an assessment of the feasibility of an expansion of community housing at the Sherman Gardens development, and upgrades thereto. *(Majority vote)*

MOVED: c) That \$24,125 be appropriated from the Budgeted Reserve Account of the Community Preservation Fund for Historical Artifacts Preservation at the Belmont Headquarters of the Sons of Italy. *(Majority vote)*

- MOVED: d) That \$35,000 be appropriated from the Budgeted Reserve Account of the Community Preservation Fund for the Grove Street Park Intergenerational Walking Path Site Plan.
(Majority vote)
- MOVED: e) That \$615,000 be appropriated from the Budgeted Reserve Account of the Community Preservation Fund for the Pequossette Park Revitalization Project, Phase II.
(Majority vote)
- REPORTING: Community Preservation Committee, Warrant Committee, Capital Budget Committee, Board of Selectmen
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ARTICLE 8:

- MOVED: That the Town vote to increase the membership of the Board of Selectmen from three to five members by amending Chapter 40, Article 2, Section 40-200-A of the Town Bylaws as printed in the warrant for this Town Meeting
- REPORTING: Jim Williams, Town Meeting Member at Large, Petitioner
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ARTICLE 9:

**PETITION TO ALLOW BOARD OF SELECTMEN TO
CONSIDER WASTE METERING APPROACHES TO
SAVE MONEY AND REDUCE TRASH**

- MOVED: That the Town would empower the Board of Selectmen to consider all options for waste management in the town, including waste metering such as pay-as-you-throw systems, as part of their ongoing role as financial managers of the town. By acknowledging that needs and goals have changed since the 1990 override for waste expenses, the Board will be better equipped to align the Town's policies for waste with current financial challenges and environmental goals such as the Climate Action Plan passed by town meeting in Sept. 2009.
- REPORTING: Fred Paulsen Precinct 1 (for Citizen Petitioners) and Kim Slack, Petitioner
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ARTICLE 10:

WELCOMING TOWN DESIGNATION

- MOVED: That the Town adopt the following resolution:

WELCOMING TOWN DESIGNATION

1. Whereas, Historically Belmont has welcomed immigrants from many regions around the world, including the Middle East, Europe, Africa, Asia and Latin America; and
2. Whereas, Immigrants have enriched the fabric of this community, adding new life and great potential to Belmont; and
3. Whereas, Assumptions made about a person's legal status in the United States that are based upon the person's religion, ethnicity, or national origin, and discrimination, harassment, or bullying of people based on those assumptions, have no place in our community.
4. Whereas, National policies that discriminate against immigrants because of religion or country of origin run counter to our values; and

5. Whereas, In some communities, local law enforcement agencies are used to collect and deliver immigration status data to Immigration and Customs Enforcement ("ICE"); and

6. Whereas, ICE may issue voluntary information or detainer requests that could subject individuals who are in local custody to prolonged detention; and

7. Whereas, It is believed in some communities that when local law enforcement officials indiscriminately comply with all ICE civil immigration information and detainer requests, including those that target non-criminal undocumented residents, public trust is eroded, immigrants are less likely to cooperate with local law enforcement and are less likely to report serious crimes, thus making the work of local law enforcement more difficult to address serious crimes; and

8. Whereas, The Belmont Police Department will continue its long-held practice of not asking any individual about immigration status when that individual is seeking help from the police or is stopped for a minor infraction, and will provide assistance and protection to any member of the public without regard to immigration status; and

NOW, THEREFORE BE IT RESOLVED:

- 1) The Belmont Town Meeting hereby expresses our solidarity with displaced persons and migrants from around the world.
- 2) The Belmont Town meeting affirms its support for these Belmont Police Department practices:
 - (a) Belmont Police officers will not detain persons solely to investigate their immigration status;
 - (b) Belmont Police officers will not inquire into the immigration status of persons seeking help from the police unless the information is relevant to prosecuting the reported crime or for the person's protection;
 - (c) The Belmont Police Department will not keep an index or list of persons suspected of being aliens or deportable aliens;
 - (d) The Belmont Police Department will not seek to have any officer receive a delegation of the powers of an immigration officer ;
 - (e) The Belmont Police Department will cooperate with federal, state, and local criminal and civil investigative agencies in the accomplishment of their lawful objectives by providing such information as the Police Department maintains;
 - (f) Upon the presentation by U.S. Immigration and Customs Enforcement of a detainer and an administrative warrant for the detention of a person arrested by Belmont Police Department in the course of enforcing state and local laws and currently in custody, the Belmont Police Department will maintain custody of the person for sufficient time to bring to the attention of the court officials responsible for decisions upon bail. (The Belmont Police Department will continue this practice until such time as a court with authority over the Belmont Police Department finds the practice to be contrary to law.); and
 - (g) The Belmont Police Department will continue to investigate reports of hate crimes, criminal discrimination, and criminal harassment of persons based upon their religion, ethnicity, or national origin without regard to the person's known or suspected unlawful status within the United States.

(Majority vote)

REPORTING: Anne Mahon, Precinct 4, Petitioner
